

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

OPTIMORPHIX, INC.,

Plaintiff,

v.

CA, INC.,

Defendant.

Civil Action No. 5:23-cv-134-RWS-JBB

JOINT MOTION TO DISMISS

WHEREAS, Plaintiff OptiMorphix, Inc. (“Plaintiff”) and Defendant CA, Inc. (“Defendant”) have resolved Plaintiff’s claims for relief against Defendant and Defendant’s counterclaims for relief, if any, against Plaintiff asserted in this case.

NOW, THEREFORE, Plaintiff and Defendant, through their attorneys of record, request this Court to dismiss Plaintiff’s claims for relief against Defendant with prejudice and Defendant’s claims, defenses or counterclaims for relief against Plaintiff without prejudice, and with all attorneys’ fees, costs of court and expenses borne by the party incurring same.

Dated: June 21, 2024

Respectfully submitted,

Counsel for Plaintiff OptiMorphix, Inc.

Counsel for Defendant CA, Inc.

/s/ Daniel P. Hipkind

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CERTIFICATE OF CONFERENCE

I hereby certify that counsel for Plaintiff met and conferred with counsel for Defendant and this motion is joint.

/s/ Daniel P. Hipkind